

December 21, 2009

Date

MEMORANDUM

TO: York County Wetlands Board
FROM: Virginia Marine Resources Commission, Habitat Management Division
SUBJECT: VMRC #09-1784 David A. Carney

The above-referenced application was e-mailed to your office on this date. There is a possibility that this project may involve wetlands. The Environmental Engineer responsible for your area has not yet seen this application and no determination has been made regarding its completeness. Please advise us of your determination in this matter and when a public hearing is scheduled if, in your judgment, wetlands are involved. You may also want to forward a copy of your response to the U.S. Army Corps of Engineers, Norfolk District, to advise them of your findings concerning this project.

Beth Howell

Division Office Manager

/blh

Attachment

Date

MEMORANDUM

TO: Virginia Marine Resources Commission, Habitat Management Division
FROM: Wetlands Board Staff

Review of the above-referenced application indicates this project:

- ☐ Does not involve wetlands. A letter will be forwarded to the applicant advising that no permit will be required from this Board.
- ☐ Does involve wetlands and a permit will be required. A public hearing has been tentatively scheduled for _____ at _____.
- ☐ Does involve wetlands but a permit will not be required because _____.
- ☐ Site inspection conducted on _____.
- ☐ No site inspection conducted.

Wetlands Board Staff Contact

Part 1 – General Information

PLEASE PRINT OR TYPE ALL RESPONSES: If a question does not apply to your project, please print N/A (not applicable) in the block or space provided. If additional space is needed, attach 8-1/2" x 11" sheets of paper.

County or City in which the project is located: _____
Waterway at project site: _____

1. Applicant's name and complete mailing address:
(If multiple applicants, each must sign the applicant signature page)

DAVID A. CARMICHAEL
1405 Bare Rd
Glenview, VA 23692

2. Property owner(s) name and complete address, if different from applicant

Contact Information:
Home (757) 877-7434
Work ()
Fax ()
Cell/ Pager (757) 869-3158
e-mail _____

3. Authorized agent name and complete mailing address (if applicable):

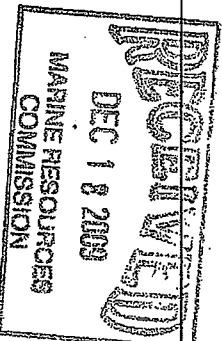
BRI LINDSTROM
135 LAND GRANTED
GLENVIEW, VA 23692

Contact Information:
Home (757) 898-6465
Work (804) 693-4263
Fax ()
Cell/ Pager (757) 880-2215
e-mail _____

4. Provide a detailed description, in the space below, of the project. For example, a description may be "construction of a timber bulkhead, 125 linear feet long, 6 feet high etc". Be sure to include how the construction site will be accessed, especially if clearing and/or grading will be required.

Shut off 150 L.F. Backshore Reattachment to
Proctor Property due to Fencing Block where
Shut off 150 L.F. Marsh to Site to Protect
Eroding Marsh

FOR AGENCY USE ONLY



Notes:

JPA #

09-1784

Part 1 - General Information (continued)

5. Have you obtained a contractor for the project? ☒ Yes* ☐ No. *If your answer is "Yes" complete the remainder of this question and submit the Applicant's and Contractor's Acknowledgment Form (enclosed)

Contractor's name and complete mailing address:

Contact Information:

Riverwoods Inc
P.O. Box 978
Glencoe, TN 37062

Home ()
Work (864) 693-4263
Fax ()
Cell/ Pager ()

6. List the name, address and telephone number of the newspaper having general circulation in the area of the project. Failure to complete this question may delay local and State processing.

Name and complete mailing address:

Telephone number

Daily Press Inc
7505 Waverline Blvd
Nashville, TN 37067

(252) 247-4600

- 7a. Give the following project location information:

Street Address (911 address if available) 1405 Daze Rd

Lot/Block/Parcel#

Subdivision

City/County Glencoe, TN 37062

- 7b. If the project is located in a rural area, please provide driving directions.

Route 17 North
Right on Daze Rd - Go to End and turn
Left on Garret Lane
3rd Driveway on right

Note: if the project is in an undeveloped subdivision or property, clearly stake and identify property lines and location of the proposed project. A supplemental map showing how the property is to be subdivided should also be provided.

Part 1 - General Information (continued)

8. What is the primary and secondary purpose of the project? For example, the primary purpose may be "to protect property from erosion due to boat wakes" and the secondary purpose may be "to provide safer access to a pier."

*Protect Property (Falling Block Lure)
Protect Marsh from Further Erosion*

9. Proposed use (check one):

☒ Single user (private, non-commercial, residential)
☐ Multi-user (community, commercial, industrial, government)

10. Describe the measures that will be taken to avoid and minimize impacts, to the maximum extent practicable, to wetlands, surface waters, submerged lands, and buffer areas associated with any disturbance (clearing, grading, excavating) during and after project construction.

Please be advised that unavoidable losses of tidal wetlands and/or aquatic resources may require compensatory mitigation.

11. Have you previously had a site visit, applied to, or obtained a permit from any agency (Federal, State, or Local) for any portion of the project described in this application or any other project at the site?

☐ Yes* ☒ No * if you answered "Yes", provide the following information:

<u>Agency / Representative</u>	<u>Activity</u>	<u>Application No.</u>	<u>Action** & Date</u>
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(**Issued, Denied, Withdrawn, or Site Visit)

898-4742 Part 1 - General Information (continued)

12. Is this application being submitted for after-the-fact authorization for work which has already begun or been completed? Yes X No. If yes, be sure to clearly depict the portions of the project which are already complete in the project drawings.

13. Approximate cost of the entire project (materials, labor, etc.): \$ 140,000
Approximate cost of that portion of the project which is below mean low water: \$ 0

14. List the name and complete mailing address, including zip code, of each adjacent property owner to the project. (NOTE: a property owner/ applicant cannot be their own adjacent property owner. You must give the next owner down the river, creek, etc).

Harris Leonard	Eitel James Moore
1403 Dore Rd	Dore Rd
Gonnetown, WA 98692	Gonnetown, WA
	23692

Part 2 - Signatures

1. Applicants and property owners (if different from applicant).

NOTE: REQUIRED FOR ALL PROJECTS

PRIVACY ACT STATEMENT: The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

I hereby apply for all necessary permits for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions.

In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

David A. Carney
Applicant's Name (printed/typed)

DIANE B. CARNEY
(use if more than one applicant)

David A. Carney
Applicant's Signature

DIANE B. CARNEY
(use if more than one applicant)

12-10-09
Date

Property owner's name (if different)

(use if more than one owner)

Property owner's signature

(use if more than one owner)

Date

2. Applicants having agents (if applicable)

CERTIFICATION OF AUTHORIZATION

I, David A. Lantry, hereby certify that I have authorized BT Morrison
(Applicant's name) (Agent's name)

to act on my behalf and take all actions necessary to the processing, issuance and acceptance of this permit and any and all standard and special conditions attached.

We hereby certify that the information submitted in this application is true and accurate to the best of our knowledge.

BT Morrison
(Agent's Signature)

12/10/09
(Date)

David A. Lantry
(Applicant's Signature)

David A. Lantry
(Use if more than one applicant)

12-10-09
(Date)

Part 2 – Signatures (continued)

3. Applicant's having contractors (if applicable)

CONTRACTOR ACKNOWLEDGEMENT

I, David H. Conway, have contracted Riverviews Inc

to perform the work described in this Joint Permit Application, signed and dated 12-10-09

We will read and abide by all conditions set forth in all Federal, State and Local permits as required for this project. We understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, State and Local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes.

In addition, we agree to make available a copy of any permit to any regulatory representative visiting the project to ensure permit compliance. If we fail to provide the applicable permit upon request, we understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all terms and conditions.

Riverviews Inc

Contractor's name or name of firm
(Printed/typed)

P.O. Box 978

Riverviews Inc

VA 23062

Contractor's or firms address

On-Tree

Contractor's license number

PA 0000000000

Contractor's signature and title

David H. Conway David H. Conway

Applicant's signature

(use if more than one applicant)

12-10-09

Date

Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I, Thomas Leonard, own land next to (across
(Print adjacent/neighb property owner's name)

the water from/on the same cove as) the land of Davis H. Conway.
(Print applicant's name)

I have reviewed the applicant's project drawings dated 12-10-09.
(Date)

to be submitted for all necessary Federal, State and Local permits.

I HAVE NO COMMENT _____ ABOUT THE PROJECT.

I DO NOT OBJECT ✓ TO THE PROJECT.

I OBJECT _____ TO THE PROJECT.

The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.

(Before signing this form be sure you have checked the appropriate option above).

✓ Thomas Leonard
Adjacent/neighb property owner's signature

12-10-09
Date

Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.

Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I, ETHEL Moore, own land next to (across
(Print adjacent/nearby property owner's name)

the water from/on the same cove as) the land of Davis A. Currey.
(Print applicant's name)

I have reviewed the applicant's project drawings dated 12-10-09
(Date)

to be submitted for all necessary Federal, State and Local permits.

I HAVE NO COMMENT ABOUT THE PROJECT.

I DO NOT OBJECT TO THE PROJECT.

I OBJECT TO THE PROJECT.

The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.

(Before signing this form, be sure you have checked the appropriate option above).

X
Adjacent/nearby property owner's signature

Date

Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.

Part 3 – Appendices (continued)

Appendix B: Projects for Shoreline Stabilization in tidal wetlands and tidal waters

(including riprap revetments, marsh toe stabilization, bulkheads, breakwaters, beach nourishment, groins, jetties, etc.). Answer all questions that apply. Please provide any reports from the Shoreline Erosion Advisory Service. (NOTE: Information on non-structural, vegetative alternatives for shoreline stabilization is available at <http://coorn.vims.edu/specieps/thinkgreen.pdf>)

1) For riprap, bulkheads, marsh toe, breakwaters, groins, jetties, what is the overall length of the structure(s)? 300 linear feet.

2) What is the maximum encroachment channelward of mean high water? 4-10 feet.
channelward of mean low water? 0 feet.

3) Please calculate the square footage of encroachment over:

vegetated wetlands 0 square feet
nonvegetated wetlands 1500 square feet
subaqueous bottom 0 square feet

4) For bulkheads, is any part of the project maintenance or replacement of a previously authorized, currently serviceable, existing structure? Yes No. If yes, is it possible to construct the new bulkhead no further than two (2) feet channelward of the existing bulkhead? .

5) Describe the type of construction and all materials to be used, including source of backfill material, if applicable (e.g. vinyl sheet-pile bulkhead, timber stringers and butt piles, 100% sand backfill from upland source; broken concrete core material with Class II quarry stone armor over filter cloth).

NOTE: Drawings must include construction details, including dimensions, design and all materials, including fittings if used.

6) If using stone, broken concrete, etc., for your structure(s), what is the average weight of the:

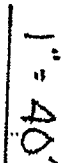
Core (inner layer) material 50-150 pounds per stone Class size # 1
Armor (outer layer) material 150-500 pounds per stone Class size II

7) For beach nourishment, including that associated with breakwaters, groins or other structures, provide the following:

Volume of material 0 cubic yards channelward of mean low water
~~100~~ 100 cubic yards landward of mean low water
Area to be covered ~~500~~ 500 square feet channelward of mean low water
500 square feet landward of mean low water
Source of material, composition (e.g. 90% sand, 10% clay) 90% Sand and method of transportation and placement TRUCK + SCRAVER or MATS

proposed vegetative stabilization measures to be used, including planting schedule, spacing, monitoring, etc.

5000 ft

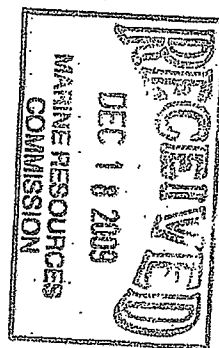
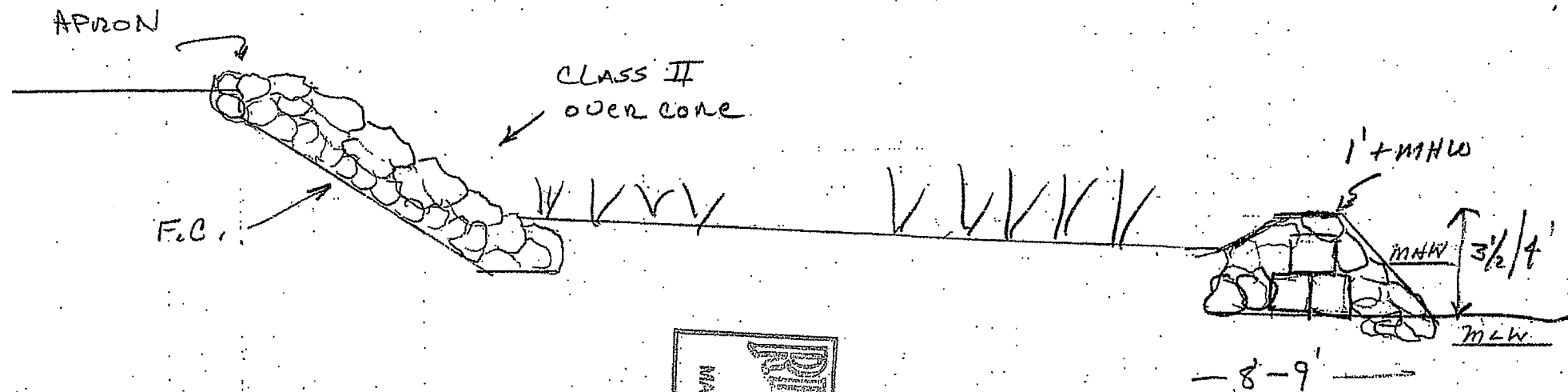
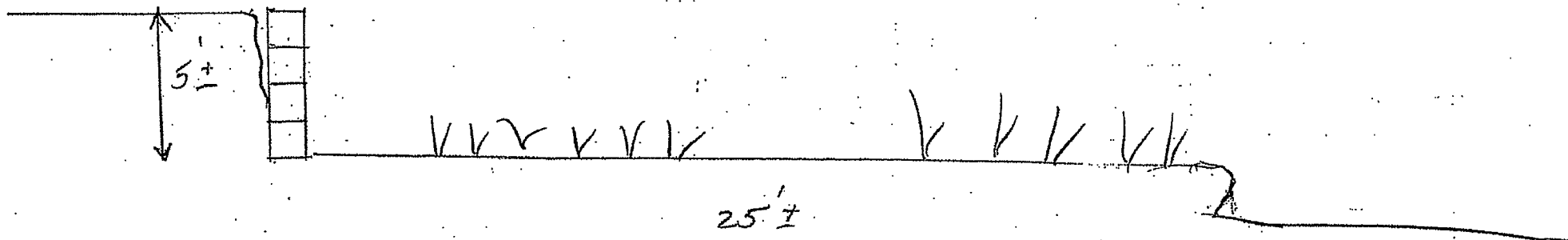


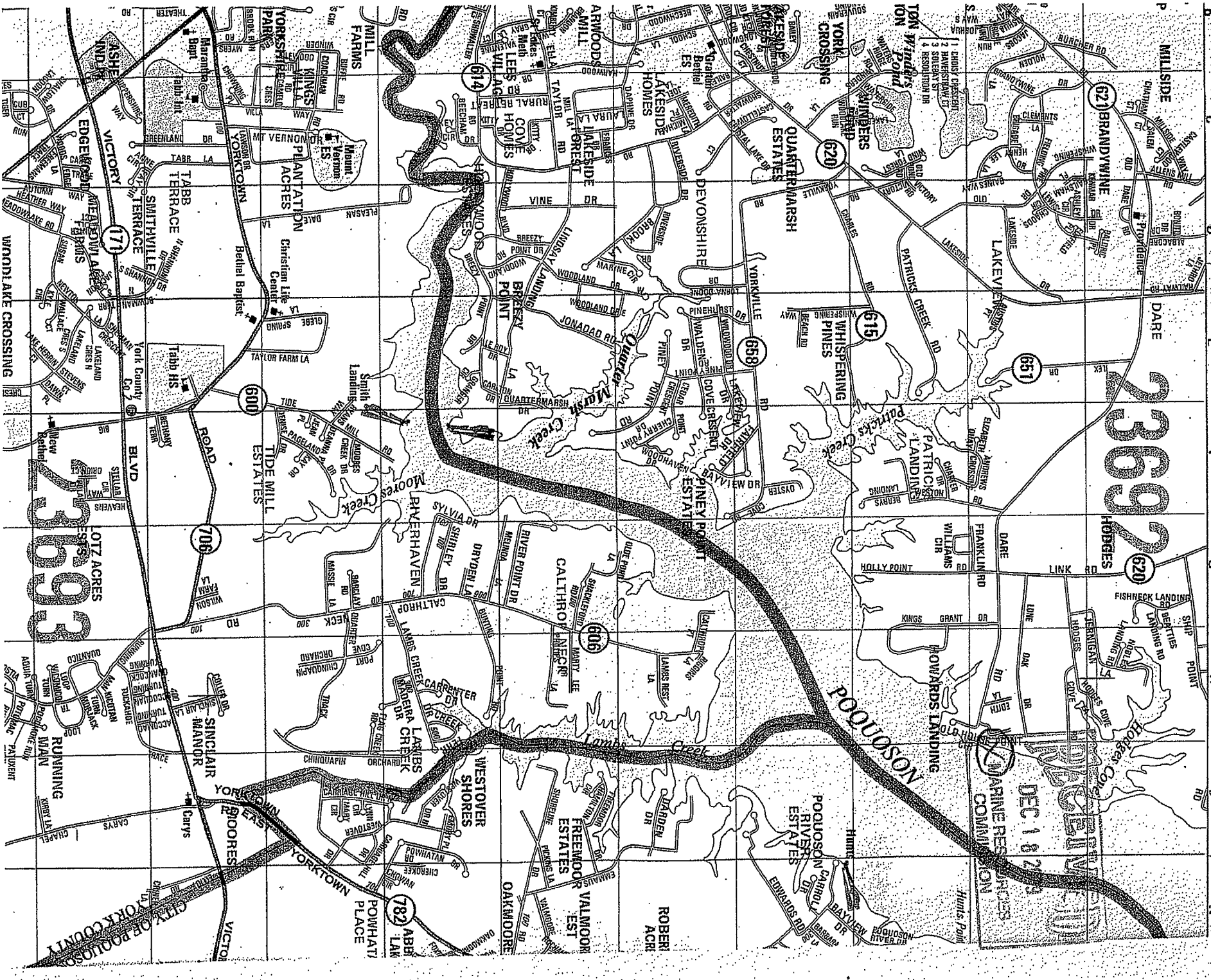
TOTAL: 1093 S.F.

DAVID A. & DIANE B. CARNEY
1405 DARE ROAD
YORKTOWN, VA 23692

EXISTING

Scale
1" = 5'





2,600,000 FT Joins Map 14
76°25'00"
2,610,000 FT